

make their escape without the limits of said town without a warrant, and he shall commit all offenders in a state of intoxication to the guard house until they become sufficiently sober to appear before the mayor for trial. The town marshal or constable shall by virtue of his office be town tax collector, unless he fails to give the bond required by commissioners for that purpose, or is otherwise deemed incompetent.

To be tax collector.

SEC. 38: The secretary or clerk of said town shall by virtue of his office as such, after his appointment or election by commissioners, be town treasurer, who shall keep regular minutes of the proceedings of the board, preserve all books, papers and articles committed to his care during his continuance in office, and enter into a good and sufficient justified bond as treasurer to honestly and faithfully disburse all moneys coming into his hands and a just and true account render when required by commissioners.

Town clerk to be treasurer, &c.

Bond.

SEC. 39. That the clerk and treasurer shall call on all persons who may have in their hands any money or securities belonging to the town which ought to be paid or delivered into the treasury, and keep safely the same for the use of the town, to disburse the funds according to such orders as may be duly drawn on him in the manner hereinafter specified. He shall keep in a book provided for that purpose a fair and correct account of all moneys received and disbursed by him, and at the expiration of his term deliver the same with all moneys and property of said town in his possession to his successor in office.

Duties of clerk and treasurer.

SEC. 40. That all persons to whom said town shall become indebted shall present their claims duly sworn to to the board of commissioners, who shall audit the same and issue an order to the town treasurer for the payment thereof if considered just, and the treasurer shall in no case pay any claim presented to him till the same shall

Claims against town, how audited and paid.